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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|----------------------|-----------------------------|------------------|
| 10/081,820 | 02/19/2002 | Todd K. Whitehurst | AB-116U | 3079 |
| 23845 | 7590 | 06/15/2006 | | |
| ADVANCED BIONICS CORPORATION 25129 RYE CANYON ROAD VALENCIA, CA 91355 | | | | |
| | | | EXAMINER BOCKELMAN, MARK | |
| | | | ART UNIT 3766 | PAPER NUMBER |

DATE MAILED: 06/15/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Amendment

The reply filed on 3-27-2006 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): According the election made by applicant on 2 -9-2005, the ailment treatment selected to be examined was than of a headache, which no remaining claims are drafted to treating. Thus, there are no pending claims to be examined at this time. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mark W. Bockelman whose telephone number is (571) 272-4941. The examiner can normally be reached on Monday - Friday 10:00 to 6:30.

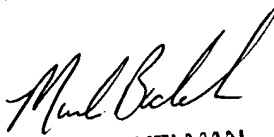
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Pezzuto can be reached on (571) 272 -6996. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3766

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

MWB

June 12, 2006



MARK BOCKELMAN
PATENT EXAMINER